

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

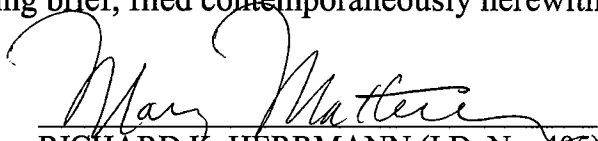
WYETH, )  
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 )  
 Plaintiff, )  
 ) Civil Action No.: 06-222 JJF  
 v. )  
 )  
 IMPAX LABORATORIES, INC., )  
 )  
 Defendant. )

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DEFENDANT'S MOTION TO COMPEL DEPOSITION  
PURSUANT TO FED. R. CIV. P. 30(b)(6)

Defendant Impax Laboratories, Inc. hereby moves the Court for an order compelling Plaintiff Wyeth to provide deposition testimony in response to Impax's Deposition Notice Pursuant to Fed. R. Civ. P. 30(b)(6). The grounds for this motion are set forth in the opening brief, filed contemporaneously herewith.

Dated: March 16, 2007

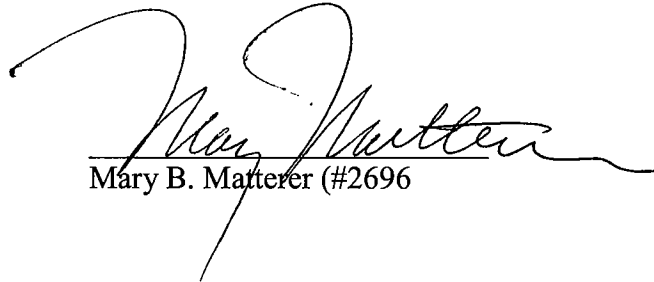
  
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**RULE 7.1.1 CERTIFICATION**

The undersigned certifies that counsel for plaintiffs and counterclaim defendants Wyeth has been contacted and the parties have been unable to resolve the issues presented in this Motion.



Mary B. Matterer (#2696)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

WYETH,

Plaintiff,

v.

IMPAX LABORATORIES, INC.,

Defendant.

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Civil Action No.: 06-222 JJF

**[PROPOSED] ORDER**

WHEREAS, the Court having considered Defendant's Motion to Compel Deposition  
Pursuant to Fed. R. Civ. P. 30(b)(6);

IT IS HEREBY ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2007 that the Motion is  
GRANTED.

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Joseph J. Farnan, Jr., J.

**CERTIFICATE OF SERVICE**

I hereby certify that on the 16<sup>th</sup> day of March, 2007, I electronically filed the foregoing document, **DEFENDANT'S MOTION TO COMPEL DEPOSITION PURSUANT TO FED. R. CIV. P. 30(b)(6)**, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

Jack B. Blumenfeld  
Karen Jacobs Loudon  
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Additionally, I hereby certify that on that same date the foregoing document was served via email and hand delivery on the above counsel and also via email and FedEx on the following non-registered participants:

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